

Notice of Allowability

Application No.

09/540,731

Examiner

Phuoc H. Nguyen

Applicant(s)

EBERLE ET AL.

Art Unit

2143

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to December 23, 2005.
2. ☒ The allowed claim(s) is/are 1-5, 7-18 and 21-30.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

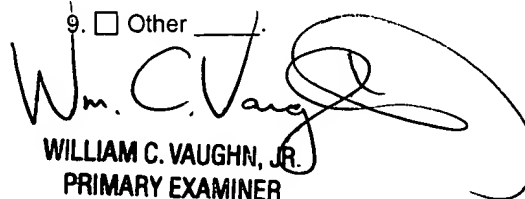
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance

9. ☐ Other _____


WILLIAM C. VAUGHN, JR.
PRIMARY EXAMINER

Examiner's Statement of Reasons for Allowance

1. This office action is in response to the application filed on December 23, 2005.
2. Applicant amended claims 1, 18, 21, 22, 25-27, and cancelled claims 6, 19-20, and 31-37.
3. Claims 1-5, 7-18, and 21-30 are allowed
4. Claims include limitations that the prior art of record does not appear to teach or render obvious the claimed limitations as recited below.
5. The following is a statement of reasons for the indication of allowable subject matter:

The prior art of records fails to disclose the arbitration logic is coupled to receive and indication from a target node for particular transfer as to whether the particular transfer can be supported in the target node, wherein the initiator nodes supply requests to the arbitration logic for transmission of respective packets to target nodes during arbitration stages, the arbitration logic responsive to the initiator node requests to schedule packet transmission across the network.

The closest found prior arts are Grant et al. U.S Patent 5,218,602. Grant discloses a packet switching network for providing a communications path among a plurality of processors that handle messages at a source and a destination, and all control message processing and packet data transmission are synchronized, and processing tasks performed by each of the network subsystems are pipelined so that they occur simultaneously. However, Grant fails to teach the arbitration logic is coupled to receive and indication from a target node for particular transfer as to whether the particular transfer can be supported in the target node, wherein the initiator nodes supply requests to the arbitration logic for transmission of respective packets to target nodes during arbitration stages, the arbitration logic responsive to the initiator node requests to

schedule packet transmission across the network and in combination with other limitations as set forth in the independent claims. Claims 2-5, 8-17, 21-27, and 29-30 are allowed due to dependent claims.

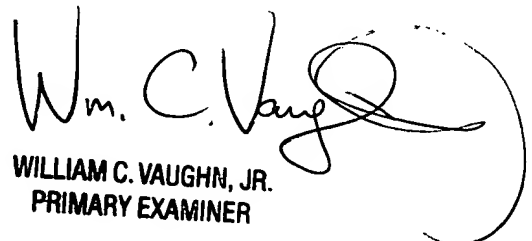
6. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phuoc H. Nguyen whose telephone number is 571-272-3919. The examiner can normally be reached on Monday - Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Wiley can be reached on 571-272-3923. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

January 11, 2006


WILLIAM C. VAUGHN, JR.
PRIMARY EXAMINER